P. 9.21

Confidential

Collection. 32/37-38

year 1937-38

CB. 93-37-55-56, 92, 94

"B" feb 38

Subject:- Action taken regarding order issued under section 144 of Cr. p.c. by the Amildar, Magistrate of Kankanahalli.

(2) 4 ✓

CONFIDENTIAL.

Collection No. 32 N. 37-38

Year 1937 —1938.

CB 93-37-55, 56, 92, 94

B7 & 38

General and Revenue Secretariat.

Confidential Branch.

SUBJECT .... Action taken regarding order issued under Sec. 144 of Cr. P. C. by the Amildar Magistrate of Kankavli

PREVIOUS REFERENCES.	LATER REFERENCES.
CB 93-37-34, 35, 54	

WD 1915—GPB—500—24-2-30

Serial No.

55 No. 1817/C.S. dated 28.12.37
To the Dist Magte
Bangalore

Enquires as to why the Amildars in his district were not given necessary instructions, that there was no idea of prohibiting Sri. Pattabhi Sitharamaiah, from making speeches in the State.

56 Letter dated 3.1.38
from the Dist Magte. Bangalore
Explains the circumstances under which he could not issue instructions to the Amildars in the matter
Noted with regret. The Dy. Comr has promised a further report shortly, in regard to the action taken by the Amildar Magte of Kankanhalli under Sec 144 Cr.P.C.
(Vide last para of his letter)
Dora 4/1/38.

The position indicated by the D.C. Bangalore is strictly correct. Govt., I think, may not issue general instructions in regard to the circumstances under which the preventive sections of the Cr.P.Code shall be used, as the law itself lays down the procedure clearly. From the D.C's letter, it is seen that there were circumstances justifying the issue of an order

CHIEF SECRETARY. 4. JAN. GOVT. OF MYSORE.

NOTE—Contn. Sheet.

WD 0284—GPB—30,000—13-9-37

V

~~1287~~

C/ File No. 93 of 1937 | General and Revenue Secretariat

but I think the manner of issuing it calls for some notice. The order, which I saw, was very badly framed and went beyond the requirements of the occasion. The Expressions used were ill-conceived. For this, the incapacity of the Circular kept is to blame and not the lack of instructions from the D.M. Further report may be awaited

1st member & Dewan

MS 4.1.38

DEWAN'S OFFICE 5 JAN. 1938 No. 44854

OFFICE OF THE FIRST MEMBER OF COUNCIL JAN 4 1938 No 41446

Jpdin 4/1

MS 5-1-38

MS 6/1/38

Lr No. J/C 14 dated 4.2.38 from the Dist. Magte Bangalore

Gpr

Forwd the Report-Recd from the Amildar of Kankanhalli, explaining the Circumstances under which he felt it necy to issue a prohibitory order.

The D.C is still of the opinion that the said order has been properly made & recommends that, under the circumstances, the matter may be dropped.

7/2/38.

General and Revenue Secretariat — File No. 93 of 1937. [App. F. III—2

Serial No.

Please put up a copy of the order passed by the Magistrate of Kanakamalle

by 8.2

A summary of the order passed appeared in the 'Daily News' of 27.12.37 and a cutting therefrom is herewith put up. Flag C.

Draft 8.2 (Under Secy)

This is helpless. A true copy of the order is essential to judge whether the order is legal & valid. A copy may be got from the D.M. immediately

by 9.2

Draft D.O. signed

from 9.2

issued by 9.2

No. 2120 dated 9.2.38

To the Dist. Magte. Bangalore

Calls for a copy of the order passed by the Assistant of Kanakanalli -

Letter No. J I CC 14 dated 10.2.38 from D.C. Bangalore.

Flag 7.

The copy of the order obtained from the D.C. Bangalore is herewith & put up

by 12.2.38. (Under Secy)

NOTE—Contn. Sheet.

WD 0284—GPB—30,000—13-2-37

4

File No. of 193 . | General and Revenue Secretariat

The report of the ammibar magistrate shows that he had sufficient justification for issuing an order under sec 144 of the cr pr code. A portion of the public had sent a petition to him complaining of molestations & threats by some Congress adherents and the police inspector filed an application requesting the issue of an order in the interest of the peace of the place. According to his report Congress flags were hoisted by Congress followers on the houses of unwilling persons & persons were being compelled to attend meeting under some threats. The report shows that the ammibar magistrate was labouring a grave fear & he had not issued any such order.

The wording of the order is clumsy and does not convey the meaning he intended. The chief secy has already noted on the wording of the order. A copy of the order is now placed in the file. A proper form of the order to be issued is given in Schedule IV (21) of the cr pr code & the magistrate would have done well in following it.

The order is too general and is made

CS 1560 5

Serial No.

applicable to the whole Taluk for a period of 2 months under Sec 144 (cl 3) the order against the public should be given regard to a particular place within a specified boundary which they are expected to visit or frequent and it should not be for the whole Taluk (see 134 and cases 123) also page 300 of Cr Pr Code Ramaswamy & Co.)

This may be pointed out to the magistrate thro' the D.M.

Chief Secy)
1st member)

hg 11.2
MS 12/2

12/2 MS 12/2

hg 16.2

Draft sent for orders.

MS
Bng 14/2/38. Under Secy)

Chief Secy)
Appd.

hg 16.2
MS 16/2

CHIEF SECRETARY. 11. FEB. 1938 GOVT. OF MYSORE.

S 338
12/2

GOVT. OF MYSORE.

94

No 2207/CS Dated 16.2.38
To The Dist. Magte
Bangalore

NOTE—Contn. Sheet.

WD 0284—GPB—30,000—13-9-37

Jainadu. 27.12.37.

6

ಕಾನಕಾನಹಳ್ಳಿ ಅಮಲ್ದಾರರ ೧೪೪ನೇ ಕಲಂ ಆಜ್ಞೆ

/ ಬೆಂಗಳೂರು ಡಿ ೨೭

ಡಾ|| ಪಟ್ಟಾಭಿಯವರ ಮತ್ತು ಶ್ರೀ ಬಲವಂತರಾವ್ ಮೆಹ್ತಾರವರ ಭಾಷಣಗಳಾಗ ಕೂಡದೆಂಬ ಉದ್ದೇಶದಿಂದ, ಕಾನಕಾನಹಳ್ಳಿಯ ಅಮಲ್ದಾರ್---೨ನೇ ಕ್ಲಾಸ್ ಮ್ಯಾಜಿಸ್ಟ್ರೇಟರಾದ ಶ್ರೀ ಬಿ.ವಿ. ಶ್ರೀನಿವಾಸಮೂರ್ತಿಯವರು ಕ್ರಿ. ಪ್ರೊ. ಕೋಡಿಗಳನೇ ಕಲಂಪ್ರಕಾರ ಒಂದುಆಜ್ಞೆಯನ್ನು ಡಿಸೆಂಬರ್ ೨೫ರಲ್ಲಿ ಹೊರಡಿಸಿ, ಅದರಲ್ಲಿ ಕಾಂಗ್ರೆಸ್ ಕಾರ್ಯಗಳು ವಿನಾಶಕಾರಕವೆಂದೂ, ಅವುಗಳು ತಮ್ಮ ತಾಲ್ಲೂಕಿನಲ್ಲಿ ಆ ದಿನದಿಂದ ೨ ತಿಂಗಳವರೆಗೆ ನಡೆಯಕೂಡವೆಂದೂ, ಜವಾಬ್ದಾರಿ ಸರ್ಕಾರವನ್ನು ಸ್ಥಾಪಿಸಲಿಚ್ಛಿಸುವ ಯಾವ ಕಾರ್ಯವೂ ನಿಷೇಧಿಸಲ್ಪಟ್ಟಿದೆಯೆಂದೂ ಹೇಳಿದ್ದಾರೆ.

—

The Amildar-Magistrate, Kankanhalli Taluk, has issued an order under Section 144 of the Cr. Pr. Code, for a period of two months from 25th December, prohibiting Congress activities relating to the establishment of responsible government in Mysore, characterising them as subversive.

—

Submitted for perusal.

28.12.37

Chief Secy.

Hon.

28/12

7

The Publicity-Office
Gen Dinely, Inc. is
anxious to
arrange the enclosing
in order issued by
the American magis
trates and Courts in
the last week of
June by publishing
a press clipping
service

Dow
8/2. The required press cutting
is herewith put up.

DOV
8/2/38

6

Confidential.

1817/C.B 93-37-53 Δ728/1437

Dear Mr. Ramasvami,

It is understood that the Amildar-Magistrate, Kankanhalli, issued an elaborate order prohibiting the meetings ~~held by the Congress Committee~~ at which Dr.Pattabhi Seetharamiah was to deliver speeches. I am desired to request you to kindly furnish a report as to why the Amildars in your District were not given the necessary instructions ~~not to interfere with the activities of the gentleman while you were aware that it was not the intention of Government to prevent Dr. Seetharamiah from making speeches in the State.~~ as regards the views of Govt. that there was no idea of prohibiting Dr Seetharamiah from making speeches in the said of these circumstances

When you were aware of the intentions of Govt in this connection.

Yours sincerely,

H.V.Ramasvami, Esq.,M.A.,B.L.,
District Magistrate, Bangalore Dt.

9

Confidential.

1817
CB 93-37-53

28th December 1937

Dear Mr. Ramaswami

It is understood that the Amildar-Magistrate, Kankanhalli, issued an elaborate order prohibiting the meetings at which Dr. Pattabhi Seetharamiah was to deliver speeches. I am desired to request you to kindly furnish a report as to why the Amildars in your District were not given the necessary instructions that there was no idea of prohibiting Dr. Seetharamiah from making speeches in the State when you are aware of the intentions of Government in this connection.

Yours Sincerely,

M

H.V.Ramaswami, Esq.,M.A.,B.L.,
District Magistrate,
Bangalore District.

10

CONFIDENTIAL.

Dismagistrate.

DISTRICT MAGISTRATE'S OFFICE,
BANGALORE.

D. O.

Dated 2nd January *193* 8.

3

CB. Papers MMS 3/1/38

CB. 1281/
CS. 93-37-57

Dear Mr. Kesaviengar,

With reference to your D.O. letter No. 1817/C.B. dated 28th December 1937 asking me why the Amildars in this District were not given certain instructions etc, I write to state as follows:-

You write in your letter that I was aware of the intentions of Government in this connection. The only occasion on which this topic arose was in the course of a short conversation I had with the Member of Council with regard to Dr. Seetharamiah's visit to Bangalore City. I asked him in view of previous prohibitory orders passed in the case of Mr. Masani, Mrs. Kamaladevi and other outside politicians, if similar orders by me would be necessary in the case of Dr. Seetharamiah. I was told that such orders were not necessary but that his speeches should be watched as it was not then known what line he was likely to take. I could not take this to mean that I should issue instructions to the Amildar Magistrates that they were not to exercise the powers vested in them by law irrespective of local conditions existing or that might arise at the time. I only took it to mean that I was not to issue prohibitory orders as did mm in the case of Mr. Masani etc.

Issuing a prohibitory order is one thing and the issue of an order not to issue a prohibitory order is quite another. An order under section 144 Cr.P.C. is a judicial order to be passed only when certain circumstances exist and liable to be called in question by the highest legal tribunal in the land. I should have been taking a very grave responsibility indeed if I were instructing the Amildar Magistrates that they should not exercise the powers vested in

Dear Mr. Reavienear,

With reference to your D.O. letter No. [illegible]
dated 28th December 1927 asking me why the Amildar ... [illegible]
District were not given certain instructions etc. I write to
state as follows:-

You write in your letter that I was aware of the
interfions of Government in this connection. The only
occasion on which this topic arose was in the course of a
short conversation I had with the Member at Dodital [illegible]
regard to Mr. Seetharamiah's visit to Ramgarhe [illegible].
asked him in view of previous prohibitory orders passed in
the case of Lr. Rasani, Mrs. Ramadevi and other outside
politicians, if similar orders by me would be necessary in
the case of Dr. Seetharamiah. I was told that such orders
were not necessary but that his speeches should be watched
as it was not then known what time he was likely to leave.
I could not take this to mean that I should issue instructions
to the Amildar magistrates that they were not to exercise
the powers vested in them by law irrespective of local con-
ditions existing or that might arise at the time. I only
took it to mean that I was not to issue prohibitory orders as
did so in the case of Mr. Rasani etc.

Issuing a prohibitory order is one thing and the
issue of an order not to issue a prohibitory order is quite
another. An order under section 144 Cr.P.C. is a judicial
order to be passed only when certain circumstances exist and
liable to be called in question by the highest legal tribunal
in the land. I should have been taking a very grave res-
ponsibility indeed if I were instructing the Amildar magis-
trates that they should not exercise the powers vested in

in them by law on any particular occasion without knowing what circumstances might exist or might arise rendering the immediate use of these powers imperative and I was not prepared to issue such instructions on my own responsibility. Your communication dated 23-12-37 was received by me on the 25th December and as I told you personally could not be communicated in time to the Amildar of Kankanhally in spite of a telephone message given by the District Superintendent of Police, Bangalore District under my instructions on 25-12-37 to the Kankanhally Police as follows:-

> "Pattabhi Seetharamiah should not be gagged and you may only obtain orders under section 144 to prohibit the Congress Flag in a public place if necessary"

The real question at issue in this matter is, I respectfully submit whether the Amildar Magistrate was justified in issuing the order under section 144 or not. On this point I am submitting a full report which I have already called for. I would also respectfully invite attention to the fact that in no other Taluk in this District has a similar order been passed. This shows either that there were circumstances at Kankanhalli that were not present at other places or that the Amildar Magistrate has not exercised his descretion properly. From my personal enquiries at Kankanhally on the 30th December 1937 I am inclined at present to the former view as there appears to have been a great deal of local excitement even prior to the arrival of Dr. Seetharamiah at the place.

Yours sincerely,

K. Hanumanthaiya

B.T. Kesaviengar, Esq., B.A.,
Chief Secretary to the Government of Mysore,
Bangalore.

in them by law on any particular occasion without knowing
what circumstances might exist or might arise requiring the
immediate use of these powers imperative and I was not pre-
pared to issue such instructions on my own responsibility.
Your communication dated 23-12-37 was received by me on the
26th December and as I told you personally could not be
communicated in time to the Assistant Commissioner in spite
of a telephone message given by the District Superintendent
of Police, Bangalore District under my instructions on 25-12-37
to the Kamkanahally police as follows:-

"Pattabhi Seetharamiah should not be arrested and you may only obtain orders under section 144 to prohibit the Congress Flag in a public place if necessary"

The real question at issue in this matter is, I respectfully submit whether the Assistant Magistrate is justified in issuing the order under section 144 or not. On this point I am submitting a full report which I have already called for. I would also respectfully invite attention to the fact that in no other Taluk in this District has a similar order been passed. This shows either that there were circumstances at Kamkanahally that were not present at other places or that the Assistant Magistrate has not exercised his discretion properly.

From my personal enquiries at Kamkanahally on the 26th December 1937 I am inclined at present to the former view as there appears to have been a great deal of local excitement even prior to the arrival of Dr. Seetharamiah at the place.

Yours sincerely,

R. Narasimhan,
Chief Secretary to the Government of Mysore.

B.T. Kesaviengar, Esq., B.A.,

D. O. Kmx 1.38 13

Confidential.

Taluk Office,
Dated, Kankanhally 18-1-38.

Dear Sir,

I beg to submit the following report on the circumstances under which an order under Sec., 144 Cr. Procedure Code was promulgated in Kankanhalli taluk on 25th December 1937.

There is a Congress Committee in the town, the existence of which was not felt at all. After the return of Mr. S. Kariappa from Mysore in the month of October 1937, the activities of this - Congress Committee commenced. Taking of processions in Public streets of Kankanhalli town, carrying congress flags, singing of Congress songs, and shouting of all sorts of Cries were the main features of the activities to begin with. A few days after, they began to go in procession in the early hours of mornings also. Those who took part in these processions were Messrs. Kariappa, Cycle shop Muddappa and Subba Iyer and the followers of these - persons were mainly the students of the Vokkaliga Hostel. Messrs. Narayana Setty, D. Ramaiah and others also took part in these - processions. These processions became frequent. After the lapse of a few days Mr. Kariappa began to call for public meetings, at the open ground in front of Vokkaliga Hostel sheds. Vehement speeches were made by Mr. Kariappa and other Local Congress men criticising the policy of Government and the action of Government officers. Congress men from outside the taluk began to attend and address the meetings at Kankanhalli. The sum and substance of the speeches made was to the effect that taxation was high, that the hard earned money of the ryots was being wasted over the salaries of Government officers, that it was high time for the ryots to start a propoganda to make the Government feel that the policy they were persuing was not justifiable. Infact Mr. Kariappa said in a public meeting that if necessity arose people must be prepared to start a "No,-tax Campaign."

The activities of these people did not confine themselves to the town itself. They began to tour round the taluk, visiting

villages at odd hours and telling the ignorant ryots that Congress and Congress Government alone would save them and free them from the burden of taxation etc., At the meetings held from the early part of December at Malagal, Doddalahalli, and a few other villages there was likelihood of breach of the peace; because a section of the people did not like the crooked ideas of these Congress men and began to retort them face to face.

As you are aware there have been representations from the atchkatdars of Maralavady tank asking for certain concessions in connection with the levy of water rate and that the local officers have been doing their best to give them necessary relief. The Congress workers would not mention a word about what the Government Officers were doing to give relief to the ryots but they would try to prejudice the minds of the ryots against Government officers.

I got information that Mr. Narayana Setty, President of the local Congress Committee, collected about Rs.500/- from the atchkatdars of Maralavady tank promising them that he would fight through the Congress Lawyers of Bangalore and get them relief.

I was convinced that if such activities are allowed to continue unchecked at the outset, it would be easy for these Congress people to mislead the masses and to start a "No-tax Campaign" as Mr. Kariappa had hinted, making it difficult for the Revenue Officers to collect taxes during the ensuing Khist season.

After the arrest of Mr. Kariappa under the Security section, Messrs. V. Venkatappa, Malavalli Veerappa and K. Subba Rao began to deliver vehement speeches at public meetings held under the auspecies of Congress at Kankanhalli. They began to tell the public that people should be prepared to go to jails in large numbers.

I was about to report to you that in the above circumstances an order under section 144 Cr. P.C. should be promulgated before the Khist season commenced.

I returned to Head quarters on the 25th December 1937, after a short tour in parts of the taluk. At about 11 a.m. I saw a number

of boys going in procession in the streets of the town with a number of Congress flags, singing Congress songs and shouting all sorts of cries. These processions were in quick succession and were rather annoying to the public. On enquiry I learnt that there would be a Congress meeting in the evening. After 12 Noon, the Police - Inspector came and informed me that he had information that a large number of ryots had been invited from the villages by the Local Congress men to attend the Political meeting in the evening, that there was likelihood of breach of the peace because a section of the people in the town and in the taluk did not like the methods that the Congress men were adopting. He promised that he would personally study the situtation and come back. In the meanwhile i.e., at about 1-30 P.M. I noticed a number of people pouring into the town. Hundreds of bicycles were coming in. Processions of boys and adults clad in Khaddar went round and round the town with Congress songs in a most disorderly manner. At about 2-30 P.M. some people came and informed me that elaborate arrangements were going on in the Bazzar street, and that much annoyance was being created by the Congress workers by compelling people to attend the meeting with their females. It was complained that number of paper-made Congress flags were being hoisted on the houses and shops, much against their will. A written petition (enclosed) complaining that (1) groups of Congress men were going round the streets crying as they liked (2) that they were hoisting Congress flags on the shops and houses without their consent, (3) that they were compelling people to attend the meeting with their females to hear speeches of Gentlemen of "Gandhi Sircar" etc., They said that there would be breach of peace if I did not prohibit Congress men from indulging in such subversive activities.

While this petition was being presented, the police Inspector came and informed me that he had received information that the - speeches made at Channapatna at the Congress meeting held that day were very vehement, and that Mr. H.C. Dasappa, who was prohibited from speaking and Mr. K. Chengala Raya reddy, who had been warned by the District Magistrate of Kolar for making vehement speeches, were

also accompanying Dr. Pattabi Seethramiah. He informed me that hundreds of paper made Congress flags were being hoisted on buildigs against the wishes of the owners, "thoranams" were put up across the streets and a large number of people were going along the streets in a most unruly manner and that several respectable and peace - loving persons of the town were resenting the doings of the Congress men. He apprehended breach of peace and presented a written - requisition requesting me to pass an order under section 144 Cr.P.C. He gave a sworn statement about the existing situation. It was apprenended that the already excited mob would be more excited if further processions, demonstration of flags and delivery of - political speeches were allowed, and would result in breach of peace.

Reviewing the whole situtation as it came to my notice and as represented by the police, I had to come to the momentous - decision of passing an order under section 144 Cr. P.C. abstaining the Public in general from taking part in subversive political - activities on the plea of achieving "Responsible Government", under the auspicies of the Congress. At the same time care was taken to see that the rights of any person to go on with his constructive programme were not restricted.

I beg to add that no order was passed against either Dr. Pattabi or against Mr. Mehatha or against any other individual - person that accompanied Dr. Pattabhi.

Dr. Pattabhi and others spoke on the occasion, and no - objection was taken. Mr. Mehatha seems to have asked for a copy of my order and he was given one by the Police Inspector. This order was not served on any of them.

I am informed that this order had a whole-some effect on the masses including the people of the town. The meeting at - which more than three thousand people were present went off quite smoothly and dispersed very calmly. Later enquries made up to date both in the town and in the Taluk show that this order is being -

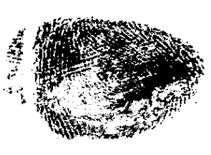
Received
on 25.12.37

at
2.5.12.37

2-32 p.m.

at
25.12.37

Halgi
dt. 25/12/37



Abdul Sattar Khan

19

K. Sk Lamayan

D.O. No: 2120/CB.93-37.

20

9th February 1938.

Confidential.

Dear Sir,

With reference to the correspondence ending with your D. O. letter No. J.1.C.C. No.14/37-38 dated 4th February 1938, I am desired to request you to be so good as to forward early a copy of the order under Sec.144 Cr. P. Code, passed by the Amildar Magistrate of Kankanhalli, for the information of Government.

Yours sincerely,

H. V. Ramasvami, Esqr., M.A., B.L.,
District Magistrate, Bangalore.

Confidential.

mi, Esq.,
sioner M.A., B.L.,

DEPUTY COMMISSIONER'S OFFICE,
BANGALORE,

Camp Dabspet 10th Feb. 38
Dated.....193

I.C.C 14/3788
Civil one

Dear Sir,

With reference to your letter No. B.O. 2120/C.B. 93-37 dated the 9th February 1938, I forward herewith copy of the order under section 144 Cr. P. Code, passed by the Amildar Magistrate of Kankanhalli, as requested.

Yours sincerely,

A. Sundaraja Rao, Esq., B.A., B.L.,
Under secretary to Government,
Bangalore.

H. V. Ramaswa
Deputy Commis

D. O.....F

27

In the Court of the Ex-Officio Second Class Magistrate, Kankanhalli

Order under section 144 Cr. P.C.

Whereas I have reason to believe that the activities of the Congress and the Congressites in the Taluk of Kankanhalli have become subversive to Law and Order occasioning likelihood of breach of peace, and the carrying of congress flags, singing of congress songs, public utterances of cries going in procession in public places & streets, unauthorised assemblages and delivery of speeches and similar such activities under the auspicies of achieving responsible Government are likely to excite the public and thus brings into hatred the Government Officers appointed by Law and the Law abiding public. These and several other similar activities connected with the congress are likely to lead to the disturbance of public peace. I have reason to believe that the said activities are also derogatory to the existing Government of His Highness the Maharaja of Mysore established by law.

Therefore, I, B.V. Sreenivasa Murthy, Amildar and Ex-Officio Second Class Magistrate of Kankanhalli Taluk, hereby direct the public in general to abstain from the carrying of Congress flags, singing of congress songs, public utterances of cries going in procession in public places and streets, unauthorised assemblages, and the delivery of speeches and similar such activities under the auspicies of achieving responsible Government as the said activities are likely to excite the public and this brings into hatred the Government Officers appointed by Law and the Law abiding public and also as these activities are derogatory to the Government of His Highness the Maharaja of Mysore established by Law within the limits of Kankanhalli Taluk for a period of two months from this date.

Given under my hand and seal on the 25th December 1937.

Sd/ B.V. Sreenivasa Murthy,

Amildar and Ex-Officio Second Class Magistrate, Kankanhalli Taluk.

" Copy"

Dt Magistrate,
Bangalore Dt.

23

Confidential.

No. 2201/ CS 93-37-94 dated 16-2-38

To

The District Magistrate,

Bangalore;

Dear Sir,

With reference to the correspondence ending with your confl.letter No.J.1 CC.14 dated 10th Feby: 1938 re: orders issued under Sec.144 of Cr. P. C. by the Amildar Magistrate of Kankanhalli, I am directed to state that it is observed from the copy of the order sent by you, that the order is badly framed and goes beyond the requirements of the occasion and that certain expressions used therein do not convey a clear meaning. Further the order is too general having been made applicable to the whole Taluk for a period of two months. ~~and not with~~ & should have reference to a particular place, within ~~the~~ specified boundaries, which the people are expected to visit or frequent. The Amildar would have done well, if he had merely adopted the form given in schedule V (21) of the Cr. P. C. with necessary modifications.

I am, therefore, to request that these defects may be pointed out to the Amildar & ~~and~~ maybe asked to be more careful in future.

Yours sincerely,

Chief Secy.

15-2

Circle B
with pc

24

16th Febry: 8

Confidential: No. 220/CA 93-37-99

With reference to the correspondence ending with your confidential letter No. J.1 CC.14 dated 10th February 1938 re: order issued under Sec.144 of Cr. P. C. by the Amildar Magistrate of Kankanhalli, I am directed to state that it is observed from the copy of the order sent by you, that the order is badly framed and goes beyond the requirements of the occasion and that certain expressions used therein do not convey a clear meaning. Further the order is too general having been made applicable to the whole Taluk for a period of two months. It should have reference to a particular place, within specified boundaries, which the people are expected to visit or frequent. The Amildar would have done well, if he had merely adopted the form given in schedule V (21) of the Cr. P. C. with necessary modifications.

I am, therefore, to request that these defects may be pointed out to the Amildar who may be asked to be more careful in future.

MS

H. V. Ramasvami, Esqr., M.A., B.L.,
District Magistrate, Bangalore.